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doctor for the area. Therefore, if Doctor Lyman decides to relocate his office, the trailer where his office is located would not be left vacant. Mr. Ashby stated that this location is convenient for the doctors and for emergency situations.

Councilman Don Dafoe stated that the zoning ordinance requires that the party asking for a temporary permit be attempting to construct permanent facilities. He noted that West Millard Hospital District meets these requirements. Councilman Dafoe then MOVED to authorize the extension of the temporary permits for the mobile doctor's offices for one year. Councilman Neil Dutson SECONDED the motion, which carried unanimously.


Councilman Kjell Jenkins MOVED to go into a closed session at 9:45 p.m. to discuss the reappointment of Justice of the Peace Stanley Robison, to hear a status report on the litigation and related legal matters of the City from City Attorney Warren Peterson, and to discuss the strategy for the negotiations with Millard County on Sales Tax repayment. Councilman Craig Greathouse SECONDED the motion, which carried unanimously.

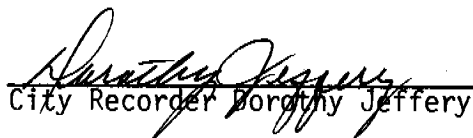
After completion of discussion on the items set out in Councilman Jenkin's motion, Councilman Don Dafoe MOVED to return into an open session. Council Member Ruth Hansen SECONDED the motion, which passed unanimously.

#### JUSTICE OF THE PEACE APPOINTMENT FOR FEBRUARY 1, 1984

Councilman Kjell Jenkins MOVED that Stanley Robison be reappointed as Justice of the Peace for another 4 year term to run to January 31, 1988. Councilman Ruth Hansen SECONDED the motion. The motion carried unanimously.

Councilman Kjell Jenkins MOVED to adjourn the meeting. Council Member Ruth Hansen SECONDED the motion, which carried unanimously. Mayor Nielson adjourned the meeting at 1:15 a.m. on January 17, 1984.

  
\_\_\_\_\_  
Mayor Grant S. Nielson

  
\_\_\_\_\_  
City Recorder Dorothy Jeffery

#### MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JANUARY 23, 1984

##### PRESENT

Grant S. Nielson  
Don Dafoe  
Neil Dutson  
Craig Greathouse

Mayor  
Council Member  
Council Member  
Council Member

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Kjell Jenkins  
Ruth Hansen

Council Member  
Council Member

ABSENT

None

OTHERS PRESENT

Jim Allan	City Manager
Warren Peterson	City Attorney
Dorothy Jeffery	City Recorder
Neil Forster	Public Works Superintendent
John Quick	City Engineer
Greg Cooper	City Chief of Police
Rita Byrd	City Billing Clerk
Sherri Terrell	City Secretary
Roger Young	City Police Officer
Martin Ludwig	Parks & Recreation Board Chairman
Gill Trujillo	Chamber of Commerce Board Member
Glen Swalberg	Chamber of Commerce President
Keith Taylor	Chamber of Commerce Board Member
Rex Stanworth	Chamber of Commerce Member
Rod Clark	Chamber of Commerce Board Member
Kim Young	Boettcher & Co.
Gary Tomsick	Boettcher & Co.
Grant Bennett	Scout Master of Troop #143
Kelly Anderson	Scout Troop #143
Brian Murdock	Scout Troop #143
Craig Thompson	Scout Troop #143
Kean Maxfield	Scout Troop #143
Gary Bennett	Scout Troop #143

Mayor Nielson called the meeting to order promptly at 7:00 p.m. Notice of the meeting time, place and agenda were posted at the city office and was provided to the Millard County Chronicle, the Millard County Gazette, the local radio station, KNAK, and to each member of the City Council by personal delivery two (2) days prior to the meeting. Mayor Nielson recognized the Boy Scouts and extended his welcome to them.

MINUTES

The minutes of a regular City Council Meeting held January 9, 1984 were presented and corrected by the Council. Council Member Ruth Hansen MOVED to approve the minutes as corrected and Council Member Craig Greathouse SECONDED the motion. The motion carried with a unanimous vote.

The minutes of a regular City Council Meeting held January 16, 1984, were presented to the Council. Corrections were made and Council Member Ruth Hansen MOVED to approve the minutes as corrected. Councilman Neil Dutson SECONDED the motion, which carried unanimously.

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ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented the list of accounts payable, which are as follows:

UP&L	Airport	79.32
UP&L	Delta City	256.64
UP&L	Fire Dept	613.39
UP&L	Schl sgn	2.13
UP&L	Schl sgn	2.13
UP&L	Sewer Lft	16.66
UP&L	Sewer Pmp	189.31
UP&L	Sewer Pmp 2	145.39
UP&L	Sewer Pmp 3	150.33
UP&L	D Station	73.46
UP&L	Street Lgt	904.59
UP&L	Street Lgt	314.63
UP&L	Tennis Crt	8.40
UP&L	Tennis Crt 2	8.40
UP&L	City Well	199.87
UP&L	Sugar Fact	196.53
UP&L	Water	157.22
UP&L	Yard Well	1,014.73
MANIS LEAVITT		38.00
BRIAN OLSON	Recorder	Payroll Checks 120.00
BEGIN READER	Library	Books 28.68
DELTA CITY	Treasurer	Petty Cash 29.41
COM RADIO	Policw	Crystal Changes 218.40
COM RADIO	Police	Install radio/siren 152.00
J.P. COOKE	Police	Dog tags/book 34.39
GULF STATES	Police	HKS Speedloaders 39.83
HUMANE SOC	Police	Operation manual 10.00
ICM	Streets	Rebuilt diesel engine 4,900.00
JOLLEY'S	Sw/wtr	Coverall 45.95
LAW ENFORCE	Police	Evidence cards 19.65
LISTER ENT	Police	Caps 62.04
LYNNS TIRES	Streets	Tire Repair 15.00
SCHOLZEN PRD	Water	Supplies/Spec Dept 1,372.42
SEVIER SCHOOL	Police	Office supplies 49.51
SILO	Park & Rec	Stereo 199.95
STATE STORE	City Bldg	Office Supplies 29.14
WM CO-OP	Irr/Wtr	Tubes/tire mounts 112.28
LAKE PHILGAS	Sewer	Propane 195.50
LAKE PHILGAS	Wtr/Sw	Space Heater/Bottles 193.00
QUALITY HWR	City Bldg	Tube lights 7.08
QUALITY HWR	Police	Batteries 35.76
WUALITY HWR	Christmas	Turkeys/Party supplies 489.67
MSTR MUFFLER	Police	Service & tune up #8 27.50
MSTR MUFFLER	Police	Compression Check 30.00
MSTR MUFFLER	Police	Starter/Lakey's Car 108.22

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MSTR MUFFLER	Police	Roter/brake change #4	35.00
MSTR MUFFLER	Police	Alternator replaced	<u>51.50</u>
GRAND TOTAL			12,983.01

The Council discussed rotating the servicing of City police vehicles among different businesses in the City.

Councilman Don Dafoe MOVED to pay the current bills as presented, in the amount of \$12,983.01. Councilman Neil Dutson SECONDED the motion. The motion carried with unanimous vote.

PROPOSED CHAMBER OF COMMERCE LEASE WITH DELTA CITY FOR SPACE IN CITY MUNICIPAL BUILDING

City Attorney Warren Peterson reviewed the modifications made on the previous draft of the lease agreement between Delta City and the Chamber of Commerce for space in the Delta City Municipal Building. He stated the Information Center, the restrooms, the Council Chambers, and the hallways are not included as part of the space leased by the Chamber.

City Attorney Peterson stated that May 8, 1984, is the target date for the commencement of the lease. He stated the rent is to be prepaid in the amount of \$27,900, i.e., \$9,300 is to be paid when the lease is signed, \$9,300 is to be paid at the time of occupancy and the remaining \$9,300 is to be paid in three annual installments of \$3,100, with the last one being due by June 1, 1986.

Mr. Peterson reviewed the restrictions and requirements for the Chamber to sub-lease their portion of the Delta Municipal Building. The Chamber must have the City's consent if it becomes necessary to sub-lease the space to a public entity.

Glen Swalberg, Chamber of Commerce President, presented facts and figures concerning the operation and maintenance of the Chamber's space in the Municipal Building. The Chamber will provide their own janitorial service. Attorney Keith Taylor reviewed the operation and maintenance expense and suggested that the City base their cost for operation and maintenance in the Chamber of Commerce space at 3% to 4% of the total operation and maintenance cost for the building.

City Attorney Warren Peterson stated the space leased by the Chamber of Commerce would be covered for fire insurance under the same policy as the City. The following scenarios were reviewed: (1) If the building were to be partially destroyed, the Chamber would continue the lease if the space were rebuilt. (2) If the City decided not to rebuild the Municipal Building in the event of a partial or total destruction, the City would be able to buy the lease from the Chamber at \$558 a year for the remainder of the term by use of the insurance proceeds or other revenues. (3) If the Chamber were to default payment for more than 30 days, the City could terminate the lease without having to buy the remaining term of the lease.

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City Attorney Peterson stated the Delta Chamber of Commerce has requested a funding agreement be signed at the time the lease agreement is signed. Both agreements will be ready for signature at the next Council Meeting.

City Councilman Craig Greathouse requested that Delta Area Chamber of Commerce President Glen Swalberg report to the Council in the near future on Chamber of Commerce activities.

DEPARTMENT UPDATES: CITY RECORDER DOROTHY JEFFERY - CITY OFFICE AND RECORDER'S DEPARTMENT

City Recorder Dorothy Jeffery outlined the treasurer's duties that she has been performing for the past 5 years and stated that many of these duties, such as the investments, will be turned over to the treasurer once the position is filled. In so doing, she will have more time to fulfill the responsibilities normally performed by the recorder, e.g., attending City Council meetings, preparing resolutions and ordinances, preparing business licenses, helping in the preparation of the budget, doing special projects, helping set up special improvement districts, responsible for accounts payable, taking care of personnel records, doing the payroll, and executing other duties as necessary. She also presented goals for the next quarter and accomplishments that she has made in the Recorder's Department.

SKYLINE CONSTRUCTION CONTRACT FOR WORK AT DELTA ESTATES

City Engineer John Quick stated the Delta Estates contract for sewer and water improvements in Special Improvement District 1983-1 to be done by Skyline Construction had been reviewed by Mr. Quick and City Attorney Warren Peterson and was not ready for approval. He said the insurance coverages needed revisions and the bonding company needed to be reviewed to assure that it was qualified to conduct business in Utah.

STATUS OF COMPUTER SYSTEM

City Manager Jim Allan stated that Bruce Miller, Sandy City Computer Coordinator, is willing to act as a consultant for Delta City in determining the needs of the new computer system. Mr. Allan stated that Mr. Miller would provide the City an unbiased opinion on the City's computer needs. The minimum charge would be \$25 per hour, and it would take approximately 20 hours to conduct the needs assessment. He said Mr. Miller would determine the needs of Delta City for the growth period and would identify a system that would best suit the City's needs.

Councilman Don Dafoe MOVED to authorize City Manager Jim Allan to contact Bruce Miller and offer a contract for his services to evaluate the City's needs on a computer system and related materials. Councilman Craig Greathouse SECONDED the motion, which passed unanimously.

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#### OVERPAYMENT OF SALES TAX

City Manager Jim Allan stated there is a meeting scheduled for February 6, 1984, at 11:00 a.m. for the negotiating teams of the City and Millard County to discuss the overpayment of sales tax. There has been no change on the status since last reported.

#### PRESENTATION AND DISCUSSION ON "WELCOME" SIGNS FOR DELTA CITY

Rod Clark, Chamber of Commerce Representative, proposed that three "Welcome to Delta" signs be placed on the City boundaries at the main highway entrances to Delta City, i.e. one by the West Millard Co-op, the second by the Regional Park, and the third by the Cheese Factory.

Rex Stanworth, Chamber of Commerce Representative, presented two samples of signs that could be used. He stated that the 8 ft by 8 ft. sign with the reflective lettering and the metal frame would cost \$620. This sign would be 8 to 10 years maintenance free. He stated that he had contacted many civic organizations asking for their financial participation. Mr. Stanworth asked the Council if they would be interested in partially funding the project. The Council voiced the opinion that the organizations should be given the first opportunity to participate in the project. Councilman Don Dafoe agreed to review the possible partial city financing of the project.

Mr. Stanworth stated he had talked to UDOT, and they had asked him to write a letter requesting the signs be placed along the highway, specifying which mile markers for locations. Mr. Stanworth stated that he felt the latter was a tacit agreement by UDOT for the placing of the signs along the highways.

#### APPOINTMENT OF COUNCIL MEMBERS TO SPECIAL DEPARTMENTS

Mayor Grant Nielson presented a list of Council Members' assignments for oversee responsibilities:

AIRPORT  
Neil Dutson

ANIMAL CONTROL  
Grant Nielson

BUSINESS LICENSE  
Craig Greathouse

BUILDING DEPARTMENT  
Neil Dutson

CITY DUMP  
Neil Dutson

FIRE DEPARTMENT  
Craig Greathouse

IRRIGATION DEPARTMENT  
Ruth Hansen

LIBRARY  
Ruth Hansen

PARKS & RECREATION  
Don Dafoe

PLANNING & ZONING  
Craig Greathouse

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POLICE DEPARTMENT  
Grant Nielson

STREETS & SIDEWALKS  
Don Dafoe

WATER & SEWER  
Kjell Jenkins

Mayor Nielson requested the council's concurrence of assignments. Council Member Ruth Hansen MOVED to concur with the Mayor's assignments of oversee responsibilities for departments. Councilman Don Dafoe SECONDED the motion and the voting was unanimous.

PROPOSED ORDINANCE FOR STREET VACATION AT 250 EAST 200 NORTH (PHYLLIS NELSON - ROD OGDEN)

City Attorney Warren Peterson reviewed the proposed ordinance on vacating the street at 250 East 200 North. He stated it was not necessary to hold a public hearing if all adjoining property owners consented to the street vacation, but it could be held if so desired.

Councilman Don Dafoe MOVED to adopt Ordinance No. 84-69 entitled:

AN ORDINANCE PROVIDING FOR VACATION OF A PORTION OF 250 EAST STREET LYING WITHIN BLOCK 85, DELTA TOWNSITE PLAT "A"; ALSO DESCRIBED AS BEING A PORTION OF 250 EAST STREET LYING BETWEEN SECOND NORTH STREET AND THIRD NORTH STREET IN THE CITY OF DELTA, UTAH.

Councilman Craig Greathouse SECONDED the motion, after which Mayor Nielson asked for a roll call vote. The voting went as follows:

Don Dafoe	Yea
Neil Dutson	Yea
Craig Greathouse	Yea
Kjell Jenkins	Yea
Ruth Hansen	Yea

Following the voting Ordinance No. 83-69 was signed by Mayor Grant S. Nielson and attested by City Recorder Dorothy Jeffery.

OTHER BUSINESS

Kim Young and Gary Tomsick from Beottcher and Company presented ideas for investing the \$500,000 for drainage and street improvment, which was granted to the City from IPA. The proposals are designed to create the greatest financial leverage to acquire additional funding and finance the full project.

City Engineer John Quick was asked to prepare a cost breakdown for improvements, as well as alternatives that could be used for improvements.

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Councilman Kjell Jenkins stated he had attended a Health and Human Services meeting. He asked if Delta City needs assigned representation at these meetings. Mayor Nielson stated he would attend the next meeting and make a recommendation to the Council.

Martin Ludwig, Parks & Recreation Advisory Board Chairman, stated the term for members on the advisory board will expire in the near future. He asked the Council to consider the appointment of advisory board members.

City Attorney Warren Peterson suggested that Ron Hare be appointed as Justice of the Peace pro tempore. This would allow Judge Hare to set bail money and conduct arraignments at the Millard County Jail, reducing the need to transport prisoners. It would also allow Mr. Hare to hear cases that Justice of the Peace Robison is not able to hear. Mayor Nielson asked Mr. Peterson to talk to Mr. Hare and prepare the necessary paper work.

Mayor Nielson recommended that the Council go into closed session to discuss personnel matters. Councilman Don Dafoe MOVED for the Council to go into a closed session. Councilman Craig Greathouse SECONDED the motion. The motion carried unanimously and the Council went into a closed session at 10:45 p.m.

At 11:05 p.m. Councilman Neil Dutson MOVED to return into an open meeting. Council Member Ruth Hansen SECONDED the motion. The motion carried unanimously.

Councilman Craig Greathouse MOVED to adjourn the meeting and Councilman Neil Dutson SECONDED the motion. The motion carried unanimously and the Mayor adjourned the meeting at 11:06 p.m.

  
Mayor Grant S. Nielson

  
City Recorder Dorothy Jeffery

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JANUARY 30, 1984

PRESENT

Grant S. Nielson  
Don Dafoe  
Neil Dutson  
Craig Greathouse  
Kjell Jenkins  
Ruth Hansen

Mayor  
Council Member  
Council Member  
Council Member  
Council Member  
Council Member